

Transport Legislation (Road Safety and Other Matters) Amendment Bill 2022

Amendments during consideration in detail to be moved by
Michael Berkman, Member for Maiwar

1 After clause 13

Page 10, after line 20—

insert—

13A Amendment of s 79 (Vehicle offences involving liquor or other drugs)

(1) Section 79—

insert—

(2AB) However, subsection (2AA) does not apply if—

- (a) the only relevant drug present in the person's blood or saliva is delta-9-tetrahydrocannabinol; and
- (b) the relevant drug was supplied and administered in compliance with the *Medicines and Poisons Act 2019* and *Therapeutic Goods Act 2019*, or a corresponding law to those Acts.

(2) Section 79(5), after 'the court must'—

insert—

, subject to subsection (2AB),

(3) Section 79(6)(a)(v), 'there was'—

omit, insert—

if subsection (2AB) does not apply, there was

2 Clause 26 (Amendment of sch 4 (Dictionary))

Page 19, after line 29—

insert—

(4A) Schedule 4, definition *fit*, paragraph (d), after
'saliva'—

insert—

, other than in circumstances mentioned in
section 79(2AB)